

CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
March 20, 2001, 9:00 A.M.

City Hall
455 North Main

ORDER OF BUSINESS

- Call to Order
 - Invocation – Richard Taylor, Baha’i
 - Pledge of Allegiance
 - Approve the minutes of the previous meeting
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AWARDS AND PRESENTATIONS

- Kansas Department of Wildlife and Parks Grant Award.
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PUBLIC AGENDA

- 1. Paul A. Miller – Water Quality.
 - 2. Janet L. Miller – Day-Reporting Center/Twin Lakes Shopping Center.
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UNFINISHED BUSINESS

- 3. Ordinance Establishing a Downtown Self-Supported Municipal Improvement District. (Districts I and VI)

A public hearing was held on January 23, 2001. The first reading of the Ordinance was held on February 27, 2001. A Protest Petition was filed but failed to meet the statutory conditions to terminate the implementing Ordinance.

RECOMMENDED ACTION: Approve second reading and adoption
of the Ordinance; adopt the Resolution.

NEW BUSINESS

4. Public Hearing on Paving 24th Street North: (District VI)

On January 8, 2001, District VI Advisory Board held a neighborhood meeting on paving 24th Street North, between Payne and Salina. The District Advisory Board recommended that the City Council order in the paving project.

a) Between Hood and Payne. (District VI)

b) Between Payne and Salina. (District VI)

RECOMMENDED ACTION: Approve the projects; adopt the Resolutions;
authorize selection of design engineer.

5. 21st Street North Improvement – 119th Street West to Maize Road. (District V)

The project reconstructs 21st Street to provide four through lanes with center left turn lanes.

RECOMMENDED ACTION: Approve the project, short-term street
closure, and first reading of the Ordinance.

6. 21st Street and Rock Road Intersection Improvements. (District II)

The design plan includes street widening and access modifications (non-mountable median).

RECOMMENDED ACTION: Approve the design; authorize completion
of construction plans.

7. Proposed Assessments for 24 Paving Projects in July 2001 Bond Sale, Series 766.

On February 6, 2001, the City Council set this date for the public hearing on the proposed assessments.

RECOMMENDED ACTION: Close the public hearing; approve the
assessments and first reading of the
Ordinances.

8. Two-way Streets: (District VI)

a) Midtown.

b) Main Street.

RECOMMENDED ACTION: Authorize public hearing for March 27, 2001.

9. [Interlocal Agreement to Participate in the Kansas Independent College Finance Authority.](#)

Friends University and Newman University are requesting that the City facilitate their ability to participate in the Kansas Independent College Finance Authority which enables special low-cost tax-exempt bond financing.

RECOMMENDED ACTION: Approve the Interlocal Agreement and first reading of the Ordinance.

10. [Resolutions of Support – Tax Credits.](#)

The Kansas Department of Commerce and Housing requests submittal of an approval Resolution.

- a) [Prairie](#) Villa Company L.P. (District I)
- b) [Century](#) Pacific Equity Corporation. (District IV)

RECOMMENDED ACTION: Adopt the Resolutions and approve letters of support; authorize the necessary signatures.

11. [Wrecker Service Charges Ordinance.](#)

The proposed Ordinance provides for inflation and increases in business-related costs.

RECOMMENDED ACTION: Approve first reading of the Ordinance.

12. [Community Programming on City Channel 7](#)

A review of the City's franchise recommends expanded educational and governmental channel resources, where appropriate.

RECOMMENDED ACTION: Authorize Staff to implement a trial period for rebroadcasting community-based programs.

13. [2001-2002 HUD Combined Allocations.](#)

The 2001-2002 combined HUD funding for Wichita includes amounts for Community Development Block Grant (CDBG), HOME Investments Partnership, and Emergency Shelter.

RECOMMENDED ACTION: Approve the funding allocations, use of prior year savings, request for proposal services, and Grants Review Committee emergency shelter and HOME funding recommendations; designate CDBG funding; authorize preparation of the One-Year Action Plan.

(7:00 p.m.)

14. [A 98-33 - Annexation of Property Generally Located West of 119th Street West, between 9th Street North and 25th Street North.](#) (District V)

The public hearing is scheduled for 7:00 p.m. at the Sedgwick County Extension Office, 7001 West 21st Street North.

RECOMMENDED ACTION: Approve the Annexation; adopt the Ordinance.

CITY COUNCIL AGENDA

15. [City Council Salaries.](#) (Requested by Council Member Rogers)

16. [Board Appointments.](#)

RECOMMENDED ACTION: Make the appointments.

CONSENT AGENDA

17. [Report of the Board of Bids and Contracts Dated March 19, 2001.](#)

RECOMMENDED ACTION: Receive and file the report; approve the Contracts;
authorize the necessary signatures.

18. [Applications for Licenses for Adult Entertainment Establishments/Services:](#)

New Escort Service

George Watley	Worldwide Entertainment II	1121 Waterman
Daniel Yoke	Class Act Productions	209 South Washington

RECOMMENDED ACTION: Approve the licenses subject to Staff review and approval.

19. [Applications for Licenses to Retail Cereal Malt Beverages:](#)

<u>Renewal</u>	<u>2001</u>	<u>(Consumption on Premises)</u>
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Anne Truong	Pho 99 Restaurant*	1015 North Broadway
Judith Whitney	Duffy's	2415 West 31 st Street

<u>Renewal</u>	<u>2001</u>	<u>(Consumption off Premises)</u>
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Julie Gregg	Kum & Go #323	3405 South West Street
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(Item 19 continued)

Julie Gregg	Kum & Go #326	277 South Ridge
Julie Gregg	Kum & Go #327	707 North Waco
Julie Gregg	Kum & Go #328	6330 East 21 st Street
<u>New Establishment</u>	<u>2001</u>	<u>(Consumption on Premises)</u>
Elena Diaz	La Sierra Mexican Restaurant, Inc.*	2005 South Seneca
Ricky Morey	Morey's Deli and Keno*	3316 South Broadway
Kimberly A. Gibson	WBG, LLC	4201 East 21 st Street
	dba Braeburn Golf Course at WSU*	

*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve the licenses subject to Staff review and approval.

20. Subdivision Plans and Specifications.

RECOMMENDED ACTION: Approve and advertise for bids to be submitted to the Board of Bids.

21. Preliminary Estimates:

- a. Storm Water Drain No. 161 to serve Angel Fire Addition - north of 46th Street South, east of West Street. (468-83184/751292/485183) Does not affect existing traffic. (District IV) - \$603,000
- b. Storm Water Drain No. 157 to serve Shoal Creek Addition - south of Central, west of 143rd Street East. (468-83187/751293/485184) Does not affect existing traffic. (District II) - \$556,000
- c. Hydraulic Avenue paving, 57th to MacArthur incidental drainage improvements Phase I - east of Hydraulic, south of MacArthur. (472-83324/706810/201275) Traffic to be maintained during construction using flagpersons and barricades. (District III) - \$674,585
- d. Water main replacement in College Hill Neighborhood - north of Kellogg, west of Woodlawn. (448-89331/636076/778156) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$844,065
- e. Phase 2 Landscaping in connection with paving Maple from 119th Street West to Maize Road - north of Kellogg, east of 119th Street West. (472-83092/706772/209233) Traffic to be maintained during construction using flagpersons and barricades. (District V) - \$90,295
- f. Storm Water Drain 155 to serve Zoo Business Park Addition - north of 21st, east of Hoover. (468-83163/751289/485180) At least one lane of traffic along 29th Street shall be maintained. (District V) - \$67,000

RECOMMENDED ACTION: Approve and file.

22. Statements of Cost:

- a) (Amended) Improving Lateral 438, Southwest Interceptor Sewer to serve Unplatted Tracts - north of Central, west of 119th Street West. Total Cost- \$36,832.06 (plus idle fund interest - \$1,018.80, plus temporary note interest- \$1,220.14). Financing to be issued at this time - \$39,071.00. (743815/468-83030/480-503).
- b) Improving Landscaping Street Entrances for Willowbend North Estates Addition; Willowbend North Addition and Unplatted Tract - south of 45th Street North, west of Rock Road. Total Cost - \$150,000.00 (plus idle fund interest - \$0, plus temporary note interest - \$0). Financing to be issued at this time- \$150,000.00. (765673/472-83358/490-784).

RECOMMENDED ACTION: Approve and file.

23. Petitions for Public Improvements:

- a) [Sanitary](#) sewer to serve Cedar View Second Addition – east of Greenwich, north of Lincoln. (District II)
- b) [Sanitary](#) sewer to serve Metro East Baptist and Shoal Creek Additions – west of 143rd Street East, south of Central. (District II)
- c) [Amended](#) – street paving in Highland Springs Second Addition – west of 135th Street West, south of Central. (District V)

RECOMMENDED ACTION: Approve the Petitions; adopt the Resolutions.

24. Minutes of Advisory Boards/Commissions:

Metropolitan Area Planning Commission, 1-4-2001
Wichita Employees Retirement System, 1-17-2001
Police and Fire Retirement system, 1-24-2001
Board of Code Standards and Appeals, 2-5-2001
Wichita-Sedgwick County Board of Health, 2-8-2001
Design Council Minutes, 2-15-2001
Wichita Public Library Board of Directors, 2-20-2001

RECOMMENDED ACTION: Receive and file.

25. [Consideration](#) of Street Closures/Uses.

RECOMMENDED ACTION: Approve the street closures/uses.

26. Report on Claims Allowed February, 2001:

<u>Name of Claimant</u>	<u>Amount</u>
Linda House	\$335.00
Donald W. Wanker	\$233.36
Travis L. Johnson	\$1,605.81
Mayra Campos	\$16.95
Blane Sharpe	\$160.00
Daniel Richey	\$360.06
Dave Bowring	\$2,150.28
Micheala Ortiz	\$195.00
Debra A. O'Connor	\$1,029.93*
Johnnie Bell	\$344.01
Samuel M. Baker	\$1,857.42

*Settled for amount less than amount claimed.

RECOMMENDED ACTION: Receive and file.

27. Agreements/Contracts:

- a) [FY 2002](#) Grant with the Kansas Corporation Commission.
- b) [Supplemental](#) – Central from Zoo to McLean. (Districts IV and VI)
- c) [Computer](#) SCADA System Installation.
- d) [Improvements](#) to acquired County sewer facilities.

RECOMMENDED ACTION: Approve the Agreements/Contracts; authorize the necessary signatures.

28. Design Service Agreements.

- a) [Basin 4](#) – Tyler Road on the west, 45th Street North on the north, Arkansas River on the east, and 21st Street North on the south. (District V)
- b) [Supplemental](#) – Regency Park Addition – west of Greenwich, north of K-96. (District II)
- c) [Legacy](#) Park Wilson Estates Addition – south of 21st Street, west of Webb. (District II)
- d) [Arterials](#) and Bridges Program. (Districts I, II and III)

RECOMMENDED ACTION: Approve the Agreements/Contracts; authorize the necessary signatures.

29. Change Orders:

- a) [Pawnee](#)/Oliver intersection improvements. (District III)
- b) [Automation](#) of Hess Pump Station.

RECOMMENDED ACTION: Approve the Change Order; authorize necessary signatures.

30. Design Engineering – Water and Sewer Department.

RECOMMENDED ACTION: Authorize Design Engineer position.

(Addendum)

30a. Sculpture Refinishing Contract.

RECOMMENDED ACTION: Authorize negotiation of Contract and necessary signatures; approve budget adjustments.

31. Auburn Hills Capital Project Increase. (District VI)

RECOMMENDED ACTION: Approve the project increase; adopt the Resolution.

32. Wichita Drainage Canal Improvements – 10th Street to 17th Street – Phase II. (District I)

RECOMMENDED ACTION: Approve the expenditure; adopt the Resolution; authorize the project for bid.

33. Library Outreach Program to Enhance Children's Collections and Services.

RECOMMENDED ACTION: Approve the budget.

34. Payment of Claim.

RECOMMENDED ACTION: Authorize payment.

35. Property Acquisition:

- a) [Part](#) of 1802 East 13th Street. (District I)
- b) [Part](#) of 3340 East Central. (District I)

c) [Part](#) of 1356 North Kansas. (District I)

RECOMMENDED ACTION: Approve the budgets and Contracts; authorize the necessary signatures.

36. Repair or Removal of Dangerous and Unsafe Structures.

	<u>Address</u>	<u>District</u>		<u>Address</u>	<u>District</u>
1)	423 South Sycamore	IV	2)	804 West Hendryx	IV
3)	637 South Osage	IV	4)	1041 West Dayton	IV
5)	1921 South Water	III	6)	1959 South Market	III
7)	2510 North Jackson	VI			

RECOMMENDED ACTION: Adopt the Resolutions scheduling a public hearing on May 1, 2001, at 10:30 am.

37. Proposed Assessment Rolls.

Proposed Assessment Rolls have been prepared for seventeen (17) water, twenty-one (21) sewer, and three (3) storm water sewers, and it is necessary to set a public hearing date. The Informal Hearing with City personnel will be held March 5, 2001.

RECOMMENDED ACTION: Set the hearing on the proposed assessment rolls for 11:00 a.m., Tuesday, April 3, 2001.

38. Certificate of Canvass – Primary Election of February 27, 2001.

RECOMMENDED ACTION: Receive and file.

39. Transfer of Nuisance Abatement Funds.

RECOMMENDED ACTION: Approve the transfer of funds.

40. Historic Preservation Fund Grant Proposal.

RECOMMENDED ACTION: Approve submittal of proposal; receipt of funds; authorize necessary signatures.

41. Second Reading Ordinances: (First read March 6, 2001)

- a) Delano Neighborhood Plan. (Districts IV and VI)

An Ordinance adopting the Delano Neighborhood Revitalization Plan as an amendment to the Wichita Sedgwick County Comprehensive Plan.

(Item 41 continued)

- b) 2001 Arterial Design Program. (Districts I, II, III, and V)

An Ordinance declaring 13th Street North, between I-135 and Hillside; 119th Street West, between 17th Street North and 21st Street North; Central between Oliver and Woodlawn; Harry, between, I-135 and George Washington Boulevard and 29th Street North, between Rock and Webb (2001 Arterial Street Design Program) 472-83314, to be main trafficway within the City of Wichita, Kansas, declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same.

- c) ZON2000-00066 – Northwest corner of Harry and Todd. (District II)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.210, the Code of the City of Wichita, Kansas. ZON2000-00066

- d) PUD2001-0001/PUD No. - Northwest corner of Pawnee and Water. (District III)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.210, the Code of the City of Wichita, Kansas. PUD2001-0001 – PUD NO. 4

- e) A01-01 – ¼ mile north of 21st Street North on the west side of 127th Street East. (District II)

An Ordinance including and incorporating certain blocks, parcels, and tracts of land within the limits and boundaries of the City of Wichita, Kansas. A 01-01

RECOMMENDED ACTION: Adopt the Ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

- *42. VAC2001-00002 – Vacate Utility Easement Located South of 21st Street between Rock Road and Webb Road.
(District II)

RECOMMENDED ACTION: Approve the Vacation Order; authorize necessary signatures.

- *43. VAC2001-00005 – Vacate Access Control Located on the West Side of Ridge Road and South of North 37th Street. (District V)

RECOMMENDED ACTION: Approve the Vacation Order; authorize necessary signatures.

- *44. [SUB2000-103 Plat of Mystic Lakes Addition Located North of 53rd Street North, on the East Side of Tyler Road.](#)

RECOMMENDED ACTION: Approve the documents and plat; authorize necessary signatures.

45. [ZON2001-00004 – Zone Change from Neighborhood Retail and Single Family Residential to Limited Commercial; AND CUP2001-00003; DP-196 Amendment No. 2 – Addition of One-Acre Tract and Minor Modifications to the Circulation Lane of DP-196 One Kellogg Place CUP, Located on the Southeast Corner of Kellogg and Greenwich Road.](#) (District II)

RECOMMENDED ACTION: Approve the zone change and CUP amendment subject to conditions, and first reading of the Ordinance.

- *46. [ZON2001-00005 – Zone Change from Single-Family Residential to General Office, Located on the South of 37th Street North, Approximately ½ Mile East of Ridge Road.](#) (District V)

RECOMMENDED ACTION: Approve subject to conditions and Protective Overlay; Ordinance to be forwarded for first reading when the plat is forwarded for Council approval.

- *47. [ZON2001-00006 – Zone Change from Limited Commercial to General Commercial, Located on the Southeast Corner of Tyler and McCormick.](#) (District V)

RECOMMENDED ACTION: Approve the zone change subject to Protective Overlay, and first reading of the Ordinance.

- *48. [ZON2001-00007 – Zone Change from Limited Commercial to General Commercial, Located on the South Side of Central and East of the Wichita-Valley Center Floodway.](#) (District V)

RECOMMENDED ACTION: Approve the zone change subject to Protective Overlay, and first reading of the Ordinance.

- *49. [A01-05 – Request for Annexation of Land Generally Located at the Southwest Corner of 45th Street North and Oliver.](#) (District I)

RECOMMENDED ACTION: Approve the annexation and first reading of the Ordinance.

- *50. [A01-04 – Request for Annexation of Portion of 119th Street West, North of 21st Street North.](#) (District V)

RECOMMENDED ACTION: Approve the annexation and first reading
of the Ordinance.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion

51. [Supplemental Agreement No. 4 – B F Goodrich Aerospace Company.](#)

RECOMMENDED ACTION: Approve the Agreement; authorize the
necessary signatures.

52. [Fuel Farm Tank Linings.](#)

RECOMMENDED ACTION: Approve the budget; adopt the Resolution;
authorize project rebid.

53. [Utility Improvements – Jabara Airport.](#)

RECOMMENDED ACTION: Approve the project; adopt the Resolution;
authorize selection of design engineer.

54. [Wichita Airport Advisory Board Member Travel.](#)

RECOMMENDED ACTION: Approve the travel and budget exception.

Adjournment
